

Immunex Corporation



09876790.112702#7

Docket No.: 2008-US

DECLARATION

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe that I am an original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

IL-1 ZETA, IL-1 ZETA SPLICE VARIANTS AND XREC2 DNAS AND POLYPEPTIDES

the specification of which

☐ is attached hereto.

OR

☒ was filed on June 6, 2001 as United States Application No. 09/876,790.

I hereby state that I have reviewed and understand the contents of said specification, including the claims. I acknowledge the duty to disclose information that is known to me and material to patentability of the subject claimed invention in accordance with 37 C.F.R. §1.56.

☒ I hereby claim the benefit under 35 U.S.C. §120 of the United States application(s) and PCT international application(s) designating the United States that are listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) or PCT international application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application.

Application No.
PCT/US99/29549

Filed
December 14, 1999

☒ I hereby claim the benefit under 35 U.S.C. §119(e) of the United States provisional patent application(s) listed below:

Application No.
60/164,675
60/112,163

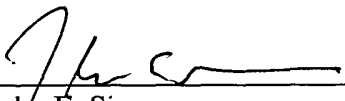
Filed
November 10, 1999
December 15, 1998

Immunex Corporation
Declaration

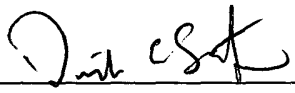


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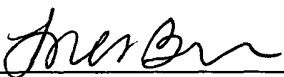
I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature 
 Inventor John E. Sims
 Post Office 51 University Street
 Address Seattle, Washington 98101
 U.S.A.
 Residence Seattle, Washington U.S.A.
 Citizenship US

Date Jan. 31, 2002

Signature 
 Inventor Dirk E. Smith
 Post Office 51 University Street
 Address Seattle, Washington 98101
 U.S.A.
 Residence Bainbridge Island, Washington U.S.A.
 Citizenship US

Date 1/30/02

Signature 
 Inventor Teresa L. Born
 Post Office 51 University Street
 Address Seattle, Washington 98101
 U.S.A.
 Residence Kenmore, Washington U.S.A.
 Citizenship US

Date 1/25/02

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Application of:

John E. Sims, Dirk E. Smith and
Teresa L. Born

Docket No.: 2008-US

Group Art Unit: 1646

Serial No: 09/876,790

Examiner: Unknown

Filed: June 6, 2001

For: IL-1 ZETA, IL-1 ZETA SPLICE
VARIANTS AND XREC2 DNAS AND
POLYPEPTIDES**STATEMENT UNDER 37 C.F.R. 3.73(b) AND
POWER OF ATTORNEY BY ASSIGNEE**Commissioner for Patents
Washington, D.C. 20231

Sir:

IMMUNEX CORPORATION (hereinafter "IMMUNEX"), a corporation of the State of Washington having a place of business at 51 University Street, Seattle, Washington 98101, is the assignee of the entire right, title, and interest in the above-identified U.S. patent application. Documentary evidence of a chain of title from the original owner(s) to IMMUNEX is demonstrated by:

- ☐ the enclosed copy of an Assignment, the original of which is being filed for recordation by the United States Patent and Trademark Office.
OR
☒ the assignment recorded in the United States Patent and Trademark Office at Reel 012639, Frame 0474.

The undersigned, whose title is supplied below, is empowered to sign this statement on behalf of IMMUNEX.

IMMUNEX hereby appoints the registered practitioners at the following Customer Number to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

**22932**

Immunex Corporation

Docket No. 2008-US

Statement Under 37 C.F.R. 3.73(b) and Power of Attorney by Assignee

Please send all correspondence and direct telephone calls to the above-identified
Customer Number.

Respectfully submitted,

Date November 21, 2002

By



Michael K. Kirschner
Senior Patent Officer

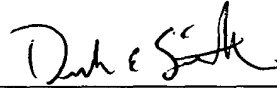
Enclosure: Copy of Assignment

before me John P.
in and foregoing
any act and deed

Immunex Corporation
Assignment

Docket No. 2008-US

Executed at Seattle, Washington, this 30th day of January, 2002.



Dirk E. Smith

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

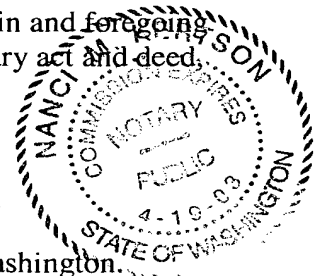
On this 30th day of January, 2002, personally appeared before me Dirk E. Smith, to me known to be the individual named above who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.



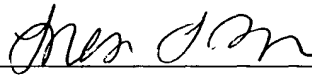
Nanci M. Kertson

Notary Public in and for the State of Washington.

My appointment expires 4-19-03



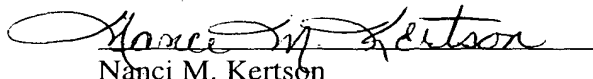
Executed at Seattle, Washington, this 25 day of January, 2002.



Teresa L. Born

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

On this 25th day of January, 2002, personally appeared before me Teresa L. Born, to me known to be the individual named above who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed, for the uses and purposes therein mentioned.



Nanci M. Kertson

Notary Public in and for the State of Washington.

My appointment expires 4-19-03

